

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1117**

Chapter 15, Laws of 2003

58th Legislature  
2003 Regular Session

WEB SITE ADDRESS--DEPARTMENT OF AGRICULTURE

EFFECTIVE DATE: 1/1/04

Passed by the House February 10, 2003  
Yeas 93 Nays 0

FRANK CHOPP

**Speaker of the House of Representatives**

Passed by the Senate April 8, 2003  
Yeas 47 Nays 0

BRAD OWEN

**President of the Senate**

Approved April 16, 2003.

GARY F. LOCKE

**Governor of the State of Washington**

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1117** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER

**Chief Clerk**

FILED

April 16, 2003 - 4:03 p.m.

**Secretary of State  
State of Washington**

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HOUSE BILL 1117

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Passed Legislature - 2003 Regular Session

State of Washington                      58th Legislature                      2003 Regular Session

By Representatives Linville, Schoesler and Grant; by request of  
Department of Agriculture

Read first time 01/17/2003. Referred to Committee on Agriculture &  
Natural Resources.

1            AN ACT Relating to moving a web site address from statute to rule;  
2 amending RCW 15.54.340; and providing an effective date.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 15.54.340 and 1999 c 381 s 1 are each amended to read  
5 as follows:

6            (1) Any commercial fertilizer distributed in this state shall have  
7 placed on or affixed to the package a label setting forth in clearly  
8 legible and conspicuous form the following information:

9            (a) The net weight;

10           (b) The product name, brand, and grade. The grade is not required  
11 if no primary nutrients are claimed;

12           (c) The guaranteed analysis;

13           (d) The name and address of the registrant or licensee. The name  
14 and address of the manufacturer, if different from the registrant or  
15 licensee, may also be stated;

16           (e) Any information required under WAC 296-62-054;

17           (f) ~~((At a minimum, one of the following labeling statements:~~

18           ~~(i) "Information received by the Washington State Department of~~

1 ~~Agriculture regarding the components in this product is available on~~  
2 ~~the internet at <http://www.wa.gov/agr/>; or~~  
3 ~~(ii) "Information regarding the contents and levels of metals in~~  
4 ~~this product is available on the internet at <http://www.wa.gov/agr/>;~~  
5 ~~or~~  
6 ~~(iii) "Information regarding the contents and levels of metals in~~  
7 ~~this product is available on the internet at [info-xx.com](http://www.regulatory-</a></del><br/>8 <del><a href=)". Each registrant must substitute a unique alpha numeric~~  
9 ~~identifier for "xx". This statement may be used only if the registrant~~  
10 ~~establishes and maintains the internet site and the internet site meets~~  
11 ~~the following criteria:~~  
12 ~~(A) There is no advertising or company specific information on the~~  
13 ~~site;~~  
14 ~~(B) There is a clearly visible, direct hyperlink to the~~  
15 ~~department's internet site specified in (f)(i) and (ii) of this~~  
16 ~~subsection (1); and~~  
17 ~~(C) Any other criteria adopted by the director by rule)) A~~  
18 ~~statement, established by rule, referring persons to the department's~~  
19 ~~Uniform Resource Locator (URL) internet address where data regarding~~  
20 ~~the metals content of the product is located; and~~  
21 ~~(g) Other information as required by the department by rule.~~  
22 (2) If a commercial fertilizer is distributed in bulk, a written or  
23 printed statement of the information required by subsection (1) of this  
24 section shall accompany delivery and be supplied to the purchaser at  
25 the time of delivery.  
26 (3) Each delivery of a customer-formula fertilizer shall be subject  
27 to containing those ingredients specified by the purchaser, which  
28 ingredients shall be shown on the statement or invoice with the amount  
29 contained therein, and a record of all invoices of customer-formula  
30 grade mixes shall be kept by the registrant or licensee for a period of  
31 twelve months and shall be available to the department upon request:  
32 PROVIDED, That each such delivery shall be accompanied by either a  
33 statement, invoice, a delivery slip, or a label if bagged, containing  
34 the following information: The net weight; the brand; the guaranteed  
35 analysis which may be stated to the nearest tenth of a percent or to  
36 the next lower whole number; the name and address of the registrant or  
37 licensee, or manufacturer, or both; and the name and address of the  
38 purchaser.

1        NEW SECTION.    **Sec. 2.**    Section 1 of this act takes effect January  
2    1, 2004.

      Passed by the House February 10, 2003.

      Passed by the Senate April 8, 2003.

      Approved by the Governor April 16, 2003.

      Filed in Office of Secretary of State April 16, 2003.